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Attorneys for Plaintiffs
David E. Lipton and Dana F. Thibedeau

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DAVID E. LIPTON, DANA F.)	Case No. C 05-2669 (MHP)
THIBEDEAU, individually and on behalf of)	
all others similarly situated,)	
)	STIPULATION AND [PROPOSED]
Plaintiffs,)	ORDER TO STAY THE CASE
v.)	MANAGEMENT CONFERENCE AND
)	RELATED DEADLINES PENDING THE
INTEL CORPORATION, a Delaware)	OUTCOME OF THE MOTION TO
Corporation,)	TRANSFER AND COORDINATE OR
)	CONSOLIDATE PURSUANT TO
Defendant.)	28 U.S.C. § 1407

WHEREAS, on June 29, 2005, Plaintiffs filed the instant action in the Northern District of California ("Lipton Action");

WHEREAS, on July 7, 2005, by Clerk's Notice, the Lipton Action was reassigned from Magistrate Judge Elizabeth D. Laporte to District Judge Marilyn Hall Patel, all pending hearing dates were thus vacated, and a case management conference was scheduled for Monday, October 31, 2005, at 4:00 p.m.;

WHEREAS, on or about July 11, 2005, the plaintiffs in Brauch, et al. v. Intel Corp., No. C 05-2743 (BZ) (N. D. Cal., filed July 5, 2005), a related matter, moved before the Judicial Panel on Multi-District Litigation ("MDL"), to transfer and coordinate or consolidate for

pre-trial proceedings pursuant to 28 U.S.C. § 1407 (“MDL Motion”), and the Lipton Action has been identified as a related action to that motion;

WHEREAS, to date, a decision has not been rendered on the MDL Motion;

WHEREAS, the outcome of the MDL Motion will impact significantly the schedule of this case;

THEREFORE, IT IS HEREBY STIPULATED, pursuant to Civil Local Rule 6-2, by and among counsel for Plaintiffs Lipton and Thibedeau, and counsel for Defendant Intel Corporation, that the case management conference currently scheduled for Monday, October 31, 2005, should be stayed pending the outcome of the MDL Motion;

IT IS FURTHER STIPULATED by the aforementioned parties that any events, dates or deadlines set by the ADR Local Rules or Federal Rules of Civil Procedure 16 and 26, and any deadlines established in any case management order applicable to this case should likewise be stayed pending the outcome of the aforementioned MDL Motion; and

IT IS FURTHER STIPULATED by the aforementioned parties that if a case management conference is rescheduled by the Court, the parties shall adjust the dates for the conference, disclosures and report required by Federal Rules of Civil Procedure 16 and 26 accordingly.

IT IS HEREBY STIPULATED.

Dated: October 20, 2005

Keller Grover LLP

By: /s/ Jeffrey F. Keller

JEFFREY F. KELLER

Attorneys for Plaintiffs
Lipton and Thibedeau

Bingham McCutchen LLP

By: /s/ Joy Fuyuno

JOY K. FUYUNO

Attorneys for Defendant
Intel Corporation

**[PROPOSED] ORDER TO STAY THE
CASE MANAGEMENT CONFERENCE AND RELATED DEADLINES**

The case management conference currently scheduled for Monday, October 31, 2005, is hereby stayed pending the outcome of the motion to transfer and coordinate or consolidate pursuant to 28 U.S.C. § 1407 (“MDL Motion”). Any deadlines set by the ADR Local Rules or Federal Rules of Civil Procedure 16 and 26, and any deadlines established in any case management order applicable to this case are likewise stayed pending the outcome of the aforementioned motion.

Upon the determination of the MDL Motion, if it is necessary for the Court to reschedule a case management conference, the parties shall adjust the dates for the conference, disclosures and report required by Federal Rules of Civil Procedure 16 and 26 accordingly.

IT IS SO ORDERED.

Date: _____

Honorable Marilyn H. Patel
United States District Court Judge